

Final Agenda

Louisville Metro Council

Meeting Date: 03/23/2006

Meeting Time: 6:00 PM

Address to Council: YES

Pro-Tem: Jim King (10)

Minutes: [REGULAR & SPECIAL MEETINGS- MARCH 9 2006](#)

Committee Minutes: [Regular : Minority Affairs March 14, 2006](#)
[Regular : Transportation/Public Works March 14, 2006](#)
[Special : Appropriations, NDFs and CIFs March 13, 2006](#)
[Regular : Health & Human Services March 15, 2006](#)
[Regular : Contracts/Appointments March 16, 2006](#)
[Regular : Public Safety March 15, 2006](#)
[Regular : Parks, Libraries & Cultural Activities March 13, 2006](#)
[Regular : Budget March 15 2006](#)
[Regular : Committee on Committees March 21, 2006](#)
[Regular : Planning/Zoning, Land Design & Development March 14, 2006](#)

Communication from the Mayor: Yes

Suspended Rules: None

Guests:
Mary C. Woolridge (3)
Tina Ward-Pugh (9)

Special Ordinances and Resolutions

Consent Calendar

- 1 [O-50-03-06](#) AN ORDINANCE CLOSING AN UNNAMED 15-FEET-WIDE ALLEY FROM ITS WESTERN INTERSECTION WITH 20TH STREET RUNNING WEST TO ITS INTERSECTION WITH DR. W. J. HODGE STREET, AND BEING IN LOUISVILLE METRO (DOCKET NO. 1-17-05).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 2 [O-55-03-06](#) AN ORDINANCE ADOPTING THE WOLF PEN NEIGHBORHOOD PLAN (DOCKET NO. 15-04-05).
[Sponsor\(s\)](#) [2 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 3 [O-46-03-06](#) AN ORDINANCE AMENDING THE CORNERSTONE 2020 COMPREHENSIVE PLAN TO INCORPORATE THE EXECUTIVE SUMMARY OF THE HIGHLANDS-DOUGLASS NEIGHBORHOOD PLAN (DOCKET NO. 15-03-05).
[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 4 [O-47-03-06](#) AN ORDINANCE ADOPTING THE HIGHLANDS-DOUGLASS NEIGHBORHOOD PLAN (DOCKET NO. 15-03-05).
[Sponsor\(s\)](#) [2 Attach.](#) [Planning/Zoning, Land Design & Development](#)
- 5 [O-53-03-06](#) AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTION 94.82(B)(3) REGARDING THE LOCATION OF FIRE HYDRANTS THAT SERVICE NON-SPRINKLED, MULTI-FAMILY STRUCTURES.
[Sponsor\(s\)](#) [Public Safety](#)
- 6 [O-52-03-06](#) AN ORDINANCE AMENDING AND RE-ENACTING SECTION 32.905 OF THE LOUISVILLE METRO CODE OF ORDINANCES RELATING TO THE EMERGENCY MANAGEMENT AGENCY.
[Sponsor\(s\)](#) [1 Attach.](#) [Public Safety](#)
- 7 [O-59-03-06](#) AN ORDINANCE AMENDING AND RE-ENACTING CHAPTER 96 OF THE LOUISVILLE METRO CODE OF ORDINANCES, AND RETITLING "ENVIRONMENTAL AND HEALTH NUISANCES" (AS AMENDED BY SUBSTITUTION).
[Sponsor\(s\)](#) [Health & Human Services](#)
- 8 [O-49-03-06](#) AN ORDINANCE GRANTING A TELECOMMUNICATIONS SERVICES FRANCHISE TO WILTEL COMMUNICATIONS, LLC PURSUANT TO SECTION 116.70 ET SEQ. OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT CODE OF ORDINANCES [LMCO]; AND TERMINATING

PREVIOUS LICENSE AGREEMENTS ENTERED INTO WITH THE FORMER CITY OF LOUISVILLE, AND WITH JEFFERSON COUNTY, KENTUCKY.

[Sponsor\(s\)](#) [Transportation/Public Works](#)

- 9 [O-57-03-06](#) AN ORDINANCE AMENDING ORDINANCES NO. 94, SERIES 2004, RELATING TO THE FISCAL YEAR 2004-05 CAPITAL BUDGET AND PREVIOUSLY AMENDED BY ORDINANCE 119, SERIES 2005, AMENDING ORDINANCES NO. 98 AND 99, SERIES 2005, RELATING TO THE FISCAL YEAR 2005-06 CAPITAL AND OPERATING BUDGETS AND PREVIOUSLY AMENDED BY ORDINANCE 175 SERIES 2005 FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT, BY TRANSFERRING FEDERAL OFFICE OF DOMESTIC PREPAREDNESS (ODP) FUNDS FOR THE URBAN AREAS SECURITY INITIATIVE (UASI) PROJECT.

[Sponsor\(s\)](#) [Budget](#)

- 10 [R-32-03-06](#) A RESOLUTION SUPPORTING THE FOLLOWING PROJECTS AND AUTHORIZING THE MAYOR TO APPLY FOR AND ENTER INTO AGREEMENTS WITH THE COMMONWEALTH OF KENTUCKY TRANSPORTATION CABINET DEPARTMENT OF HIGHWAYS CONCERNING THE PRESTON HIGHWAY CORRIDOR RAIL BRIDGE SCENIC BEAUTIFICATION, 18TH STREET CORRIDOR MULTI-MODAL ENHANCEMENT, K & I RAILROAD BRIDGE AND BICYCLE PRIORITY CORRIDOR IMPROVEMENT.

[Sponsor\(s\)](#) [Transportation/Public Works](#)

- 11 [R-28-2-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT ON BEHALF OF THE LOUISVILLE METRO POLICE DEPARTMENT MULTIPLE GIFTS TOTALING AN ESTIMATED VALUE OF \$732,760.00.

[Sponsor\(s\)](#) [Budget](#)

- 12 [R-34-03-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT FEDERAL PASS THRU STATE GRANTS RELATED TO HURRICANE KATRINA DISASTER RECOVERY AND SHELTERING EVACUEES.

[Sponsor\(s\)](#) [Health & Human Services](#)

- 13 [R-33-03-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A TRANSPORTATION ENHANCEMENT GRANT FROM THE KENTUCKY TRANSPORTATION CABINET IN THE AMOUNT OF APPROXIMATELY \$300,000.00 TO BE USED BY PLANNING

AND DESIGN SERVICES FOR THE BEARGRASS CREEK TRAIL.

[Sponsor\(s\)](#) [Transportation/Public Works](#)

- 14 [R-35-03-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE U.S. ENVIRONMENTAL PROTECTION AGENCY IN THE AMOUNT OF APPROXIMATELY \$147,801.00 TO BE USED BY THE AIR POLLUTION CONTROL DISTRICT TO SUPPORT COMPLIANCE WITH NATIONAL AMBIENT AIR QUALITY STANDARDS.

[Sponsor\(s\)](#) [Health & Human Services](#)

- 15 [R-31-03-06](#) A RESOLUTION PURSUANT TO ORDINANCES 98 AND 99, SERIES 2005, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING CONTRACT AMENDMENT - (UNIVERSITY EMERGENCY MEDICINE ASSOCIATES, P.S.C. - \$3,000.00, FOR A NEW NOT TO EXCEED AMOUNT OF \$25,500.00).

[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)

- 16 [R-36-03-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE COMMONWEALTH OF KENTUCKY THROUGH ITS GOVERNOR'S OFFICE OF LOCAL GOVERNMENT, IN THE AMOUNT OF APPROXIMATELY \$10,000.00 FOR TRAIL DEVELOPMENT AND IMPROVEMENTS IN OTTER CREEK PARK.

[Sponsor\(s\)](#) [1 Attach.](#) [Parks, Libraries & Cultural Activities](#)

- 17 [R-38-03-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE DEPARTMENT OF HEALTH AND HUMAN SERVICES, HEALTH RESOURCES AND SERVICES ADMINISTRATION (HRSA) IN THE AMOUNT OF APPROXIMATELY \$49,850.00 THROUGH THE LOUISVILLE METRO HEALTH DEPARTMENT FOR THE HEALTHY TOMORROWS PARTNERSHIP FOR CHILDREN PROGRAM.

[Sponsor\(s\)](#) [Health & Human Services](#)

- 18 [R-39-03-06](#) A RESOLUTION PURSUANT TO ORDINANCES 98 AND 99, SERIES 2005, APPROVING THE APPROPRIATIONS TO FUND THE FOLLOWING NEW CONTRACT - (CAPITAL INNOVATIONS, INC. - \$48,000.00).

[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)

- 19 [AP031606KT](#) APPOINTMENT OF KEN THIENEMAN TO THE LOUISVILLE/JEFFERSON COUNTY BRIDGE COMMISSION. TERM EXPIRES JANUARY 1, 2010.

[Sponsor\(s\)](#) [Contracts/Appointments](#)

- 20 [AP031606RM](#) APPOINTMENT OF RICHARD MCCARTY TO THE LOUISVILLE/JEFFERSON COUNTY BRIDGE COMMISSION. TERM EXPIRES JANUARY 1, 2009.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 21 [AP031606KV](#) APPOINTMENT OF DR. KATY VARNER TO THE LOUISVILLE/JEFFERSON COUNTY BRIDGE COMMISSION. TERM EXPIRES JANUARY 1, 2008.
[Sponsor\(s\)](#) [Contracts/Appointments](#)
- 22 [AP031606DF](#) APPOINTMENT OF DENNIS "MICHAEL" FLEITZ TO THE LOUISVILLE/JEFFERSON COUNTY BRIDGE COMMISSION. TERM EXPIRES JANUARY 1, 2007.
[Sponsor\(s\)](#) [Contracts/Appointments](#)

Old Business

- 23 [O-34-02-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$6,800 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS OF THE FOLLOWING COUNCIL DISTRICT FUND BALANCES: \$1000 FROM DISTRICT 12; \$500 EACH FROM DISTRICTS 1, 3, 4, 13, 15, 16, 20, 23, 24, AND 25; \$400 FROM DISTRICT 14; AND \$200 EACH FROM DISTRICTS 2 AND 5, THROUGH THE DEPARTMENT OF FINANCE, TO STREET HEAT BAND, INC., FOR OPERATIONAL EQUIPMENT.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 24 [O-48-03-06](#) AN ORDINANCE APPROPRIATING \$6,700 FROM THE DISTRICT 26 NEIGHBORHOOD DEVELOPMENT FUNDS, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO MARY P. MYERS MIDDLE SCHOOL PTSA, INC. TO FUND BON AIR YOUTH PROGRAMMING.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 25 [O-54-03-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$9,000 FROM THE FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS: \$5,000 FROM DISTRICT 5, \$2,000 EACH FROM DISTRICTS 1 AND 3, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO UNIVERSITY OF LOUISVILLE COLLEGE OF ARTS & SCIENCES, RESEARCH FOUNDATION FOR THE SATURDAY ACADEMY.
[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)
- 26 [O-58-03-06](#) AN ORDINANCE APPROPRIATING \$18,600 IN TOTAL FROM THE

FOLLOWING NEIGHBORHOOD DEVELOPMENT FUNDS, \$10,600 FROM DISTRICT 16, \$2,000 FROM DISTRICT 25, \$2,000 FROM DISTRICT 20, \$1,000 FROM DISTRICT 12, \$500 FROM DISTRICT 17, \$500 FROM DISTRICT 22, \$500 FROM DISTRICT 23, \$500 FROM DISTRICT 4, \$500 FROM DISTRICT 2, AND \$500 FROM DISTRICT 3, TO THE LOUISVILLE METRO POLICE DEPARTMENT FOR ITS PARTICIPATION IN THE NATIONAL MEMORIAL TO FALLEN POLICE OFFICERS CEREMONY, WHICH WILL BE HELD IN WASHINGTON, DC IN MAY 2006.

[Sponsor\(s\)](#) [1 Attach.](#) [Appropriations, NDFs and CIFs](#)

- 27 [R-37-03-06](#) A RESOLUTION AUTHORIZING THE OFFICE OF THE JEFFERSON COUNTY ATTORNEY TO BRING A CONDEMNATION SUIT AGAINST THE OWNERS OF CERTAIN PROPERTY IN JEFFERSON COUNTY IN CONNECTION WITH THE JOHNSONTOWN ROAD WIDENING PROJECT (PARCEL 53).

[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)

- 28 [O-56-03-06](#) AN ORDINANCE AMENDING THE CORNERSTONE 2020 COMPREHENSIVE PLAN TO INCORPORATE THE EXECUTIVE SUMMARY OF THE WOLF PEN NEIGHBORHOOD PLAN (DOCKET NO. 15-04-05).

[Sponsor\(s\)](#) [1 Attach.](#) [Planning/Zoning, Land Design & Development](#)

- 29 [O-44-2-06](#) AN ORDINANCE APPROPRIATING (\$3,146,900) \$3,245,600 FROM THE GENERAL FUND FOR MID-YEAR OPERATING NEEDS BY AMENDING ORDINANCE NO. 99, SERIES 2005, RELATING TO THE 2005-2006 OPERATING BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS AMENDED BY ORDINANCE NO. 182, SERIES 2005 (AS AMENDED).

[Sponsor\(s\)](#) [Budget](#)

- 30 [O-43-2-06](#) AN ORDINANCE APPROPRIATING \$2,710,000 FROM THE GENERAL FUND THROUGH THE CAPITAL CUMULATIVE RESERVE FUND TO VARIOUS DEPARTMENTS BY AMENDING ORDINANCE NO. 98, SERIES 2005, RELATING TO THE 2005-06 CAPITAL BUDGET FOR THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT. (AS AMENDED)

[Sponsor\(s\)](#) [Budget](#)

New Business

- 31 [O-60-03-06](#) AN ORDINANCE AMENDING AND RENACTING CHAPTER 124 OF

THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT
CODE OF ORDINANCES ("CODE") RELATING TO ARMED
SECURITY OFFICERS.

[Sponsor\(s\)](#) [Public Safety](#)

- 32 [O-61-3-06](#) AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 5801 BARDSTOWN ROAD, CONTAINING 0.353 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-69-05).

[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)

- 33 [O-62-3-06](#) AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE FAMILY RESIDENTIAL TO R-5 SINGLE FAMILY RESIDENTIAL ON PROPERTY LOCATED AT 8105 GLASER LANE, CONTAINING 4.7 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-70-05).

[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)

- 34 [O-63-3-06](#) AN ORDINANCE CHANGING THE ZONING FROM C-1 COMMERCIAL TO C-2 COMMERCIAL ON PROPERTY LOCATED AT 1765 MELLWOOD AVENUE AND 1733 BROWNSBORO ROAD, CONTAINING 0.388 ACRES AND BEING IN LOUISVILLE METRO (DOCKET NO. 9-72-05).

[Sponsor\(s\)](#) [Planning/Zoning, Land Design & Development](#)

- 35 [R-40-3-06](#) A RESOLUTION RECOGNIZING THE THIRD WEEK IN OCTOBER AS "CONFLICT RESOLUTION WEEK IN LOUISVILLE METRO."

[Sponsor\(s\)](#) [Government Administration, Rules, Ethics & Audit](#)

- 36 [R-42-3-06](#) A RESOLUTION PURSUANT TO ORDINANCES 98 AND 99, SERIES 2005, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NEW CONTRACT - (LANA C. LYNCH - \$61,000.00).

[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)

- 37 [R-41-3-06](#) A RESOLUTION PURSUANT TO ORDINANCES 98 AND 99, SERIES 2005, APPROVING THE APPROPRIATION TO FUND THE FOLLOWING NEW CONTRACT - (U OF L RESEARCH FOUNDATION, INC. - \$74,400.00).

[Sponsor\(s\)](#) [1 Attach.](#) [Contracts/Appointments](#)

- 38 [R-43-3-06](#) A RESOLUTION IN SUPPORT OF THE EFFORTS TO CREATE A LOUISVILLE HERITAGE CENTER.

[Sponsor\(s\)](#) [Parks, Libraries & Cultural Activities](#)

- 39 [O-65-3-06](#) AN ORDINANCE APPROPRIATING \$15,000 FROM THE DISTRICT 9 NEIGHBORHOOD DEVELOPMENT FUND THROUGH THE DEPARTMENT OF FINANCE AND BUDGET TO THE UNITED CRESCENT HILL MINISTRIES, INC. FOR COMPUTERS, COPIER, DATA PROJECTOR, STEAM TABLE REPAIRS, SANTA SPRINT SPONSORSHIP AND OPERATING EXPENSES.
- [Sponsor\(s\)](#) [Appropriations, NDFs and CIFs](#)
- 40 [O-64-3-06](#) AN ORDINANCE APPROPRIATING A TOTAL OF \$6600.00 FROM THE NEIGHBORHOOD DEVELOPMENT FUNDS OF THE FOLLOWING COUNCIL DISTRICT FUND BALANCES: \$3000 FROM DISTRICTS 15; \$1000 EACH FROM DISTRICTS 4, 12, AND 14; AND \$300 EACH FROM DISTRICTS 2 AND 3, THROUGH THE DEPARTMENT OF FINANCE AND BUDGET, TO AMERICAN CANCER SOCIETY, MID-SOUTH DIVISION, INC., FOR SPONSORSHIP FOR THE 2006 RELAY FOR LIFE.
- [Sponsor\(s\)](#) [Appropriations, NDFs and CIFs](#)
- 41 [O-66-3-06](#) AN ORDINANCE AMENDING LOUISVILLE METRO CODE OF ORDINANCES (LMCO) SECTION 74.01, ALLOWING THE OPERATION OF BICYCLES ON SIDEWALKS WITHIN LOUISVILLE METRO BY POLICE OFFICERS, EMERGENCY-SERVICE PERSONNEL, AND DESIGNATED EMPLOYEES OF THE DOWNTOWN MANAGEMENT DISTRICT.
- [Sponsor\(s\)](#) [Transportation/Public Works](#)
- 42 [R-44-3-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A GRANT FROM THE COMMONWEALTH OF KENTUCKY THROUGH ITS TRANSPORTATION CABINET, IN THE AMOUNT OF APPROXIMATELY \$400,000.00 FOR IMPROVEMENTS FOR BICYCLE AND PEDESTRIAN ACTIVITIES IN THE TREVILIAN WAY/ CREASON PARK AREA.
- [Sponsor\(s\)](#) [Transportation/Public Works](#)
- 43 [R-45-3-06](#) A RESOLUTION AUTHORIZING THE MAYOR TO ACCEPT A FEDERAL SURFACE TRANSPORTATION PROGRAM PASS THRU GRANT FROM THE KENTUCKY TRANSPORTATION CABINET IN THE AMOUNT OF APPROXIMATELY \$75,000.00 TO BE USED BY PLANNING AND DESIGN SERVICES FOR BICYCLE & PEDESTRIAN SYSTEM SIGNAGE IMPROVEMENTS.
- [Sponsor\(s\)](#) [Transportation/Public Works](#)
- 44 [R-46-3-06](#) A RESOLUTION DETERMINING ONE PARCEL OF REAL PROPERTY LOCATED AT AND KNOWN AS LOT 2, 312-340 EAST MAIN STREET, LOUISVILLE, KENTUCKY, IN DOWNTOWN

LOUISVILLE METRO, KENTUCKY, AND DESCRIBED IN EXHIBIT A, HERETO, OWNED BY LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT ("METRO GOVERNMENT"), SUCCESSOR TO THE CITY OF LOUISVILLE, AS SURPLUS AND NO LONGER NEEDED FOR A GOVERNMENTAL PURPOSE AND AUTHORIZING ITS SALE AND TRANSFER.

[Sponsor\(s\)](#)

[Jobs & Economic Development](#)

Addendum